

**IN THE CLAIMS:**

Please amend the claims in the subject patent application as follows:

1-35. (canceled)

36. (previously presented) A recyclable container for beverages or foods comprising a multi-layer material the layers of which are made of an aromatic polyester resin, the material comprising a layer of a foamed sheet having a density lower than  $700 \text{ kg/m}^3$ , wherein the polyester of the foamed sheet has a crystallinity of lower than 15%, and, adhered to the foamed sheet, a heat-sealable film which is a coextruded dual layer film, one layer of which is formed of a low melting polyester having a melting point from  $50^\circ$  to  $200^\circ\text{C}$  and the other layer is a polyester having a melting point higher than  $200^\circ\text{C}$ , wherein the foamed layer and the heat sealable film are adhered together by hot lamination or by use of at least one polyester resin based glue, wherein the layers of the multi-layered material that are made of the aromatic polyester resin have a crystallinity of lower than 15% and the container being obtained by folding said material along lines of a pattern creased on said material.

37 - 43. (canceled)

44. (withdrawn) A process for making a recyclable folded container which comprises the steps of:

- (1) extrusion foaming an aromatic polyester into a substantially amorphous sheet having a density lower than  $700 \text{ Kg/m}^3$  and crystallinity less than 15%,
  - (2) creasing the sheet with permanent creases in a pattern adapted for the sheet to be folded into a pre-heat sealed container,
  - (3) folding the creased sheet into the shape of the container defined by the creases, and
  - (4) sealing the edges of the container,
- wherein the aromatic polyester in the recyclable folded container has a crystallinity of lower

than 15%.

45. (withdrawn) A recyclable multi-layer material according to claim 38 wherein the polyester film is coated with a layer of aluminum oxide.

46. (withdrawn) The process according to claim 44 wherein the polyester sheet or film is coated with a layer of aluminum prior to creasing.

47. (withdrawn) The process according to claim 44 wherein the polyester film is coated with a layer of a potassium polysilicate or a lithium polysilicates prior to creasing.

48. (withdrawn) The process according to claim 44 wherein the substantially amorphous foamed sheet or film is comprised of a copolyethylene terephthalate containing from 2 mole percent to 20 mole percent diacid repeat units which are derived from isophthalic acid and/or naphthalene-dicarboxylic acids.

49. (withdrawn) The process according to claim 44 wherein the substantially amorphous foamed sheet has density within the range of 10 Kg/m<sup>3</sup> to 500 Kg/m<sup>3</sup>.

50. (withdrawn) The process according to claim 44 wherein the edges of the container are sealed in step (4) by using hot lamination.

51. (withdrawn) The process according to claim 44 wherein the edges of the container are sealed in step (4) with a polyester based glue.

52. (new) A recyclable container for beverages or foods which is comprised of a multi-layer polyester material, wherein the multi-layer polyester material is comprised of (1) a layer of foamed polyester sheet having a density of lower than 700 kg/m<sup>3</sup>, wherein the polyester of the foamed sheet is an aromatic polyester having a crystallinity of lower than 15%, and (2) a heat-sealable coextruded dual layer film which is adhered to the foamed sheet, wherein the heat-sealable coextruded dual layer film is comprised of (i) a first layer which is comprised of a low melting aromatic polyester having a melting point which is within the range of 50° to

200°C and (ii) a second layer which is comprised of an aromatic polyester having a melting point higher than 200°C, wherein the foamed layer and the heat sealable film are adhered together by hot lamination or by use of at least one polyester resin based glue, wherein the aromatic polyester in the first layer and the aromatic polyester in the second layer have a crystallinity of lower than 15%, and wherein the container is obtained by folding said multi-layer polyester material along lines of a pattern creased on the multi-layer polyester material.

53. (new) A recyclable container for beverages or foods as specified in claim 52 wherein the foamed layer and the heat sealable film are adhered together by hot lamination.

54. (new) A recyclable container for beverages or foods as specified in claim 52 wherein the foamed layer and the heat sealable film are adhered together with a polyester based glue.

55. (new) A recyclable container for beverages or foods as specified in claim 54 wherein the aromatic polyester of the foamed sheet is comprised of a copolyethylene terephthalate containing from 2 mole percent to 20 mole percent diacid repeat units which are derived from isophthalic acid and/or naphthalene-dicarboxylic acids.

56. (new) A recyclable container for beverages or foods as specified in claim 55 wherein the aromatic polyester of the foamed sheet has density which is within the range of 10 kg/m<sup>3</sup> to 500 kg/m<sup>3</sup>.

57. (new) A recyclable container for beverages or foods which consists of a multi-layer polyester material, wherein the multi-layer polyester material consists of (1) a layer of foamed polyester sheet having a density of lower than 700 kg/m<sup>3</sup>, wherein the polyester of the foamed sheet is an aromatic polyester having a crystallinity of lower than 15%, and (2) a heat-sealable coextruded dual layer film which is adhered to the foamed sheet, wherein the heat-sealable coextruded dual layer film consists of (i) a first layer which consists of a low melting aromatic polyester having a melting point which is within the range of 50° to 200°C and (ii) a second layer which consists of an aromatic polyester having a melting point higher than 200°C, wherein the foamed layer and the heat sealable film are adhered together by hot

lamination or by use of at least one polyester resin based glue, wherein the aromatic polyester in the first layer and the aromatic polyester in the second layer have a crystallinity of lower than 15%, and wherein the container is obtained by folding said multi-layer polyester material along lines of a pattern creased on the multi-layer polyester material.

58. (new) A recyclable container for beverages or foods as specified in claim 57 wherein the foamed layer and the heat sealable film are adhered together by hot lamination.

59. (new) A recyclable container for beverages or foods as specified in claim 57 wherein the foamed layer and the heat sealable film are adhered together with a polyester based glue.

60. (new) A recyclable container for beverages or foods as specified in claim 59 wherein the aromatic polyester of the foamed sheet is comprised of a copolyethylene terephthalate containing from 2 mole percent to 20 mole percent diacid repeat units which are derived from isophthalic acid and/or naphthalene-dicarboxylic acids.

61. (new) A recyclable container for beverages or foods as specified in claim 60 wherein the aromatic polyester of the foamed sheet has density which is within the range of 10 kg/m<sup>3</sup> to 500 kg/m<sup>3</sup>.

63. (new) A recyclable container for beverages or foods as specified in claim 61 wherein the recyclable container is entirely recyclable.